IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8118 OF 2005

1. Bhavika Vidya Prasarak Mandal & Anr.] .. Petitioner

Versus

1. The State of Maharashtra & Anr.] .. Respondents

Mr. C.K. Thomas i/b M/s. C.K. Thomas & Associates for the petitioner.

Mr. V.P. Malvankar, AGP, for respondent No.1.

Mr. B.V. Phadnis for respondent No.2.

CORAM: R.M. LODHA &
NARESH H. PATIL, JJ.

DATED: 14TH AUGUST, 2006

P.C. :

. The first petitioner - Bhavika Vidya Prasarak Mandal made an application on 30th October, 2004 for starting new Law College (5-year Degree course) at Kalwa, District Thane. The petitioners have set up the case that University of Mumbai forwarded the petitioners application for consideration vide letter dated 2nd February, 2005. According to the petitioners, the State Government ought to have considered the petitioners' application for the aforesaid course for the academic year 2005-2006 and granted the permission and having not done that, the petitioners were compelled to file the

present Writ Petition.

2. The Writ Petition is devoid of any substance for the reasons that we indicate hereinafter.

3. First, the University of Mumbai in its communication dated 2nd February, 2005 to the petitioners communicated that there will not be sufficient number of students in the 5-year course at the place the college is proposed to be started by the petitioners. In other words, the University did not recommend the petitioners' application to the State Government for starting the Law College (5-year Degree course) at Kalwa.

4. Secondly, as per the communication dated 8th August, 2005 addressed by the State Government to the Registrars of all non-agricultural universities, the Government took decision not to give permission to new colleges during the academic year 2005-2006.

5. Writ Petition is, accordingly, dismissed in limine.

Sd/-
[R.M. LODHA, J.]

Sd/-
[NARESH H. PATIL, J.]